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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/844,708	04/30/2001	Suzanne Marie Giardino	41980.001042 9561		
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Robin C. Clark, Esq.			HAQ, NAEEM U		
Hunton & Williams Suite 1200			ART UNIT	PAPER NUMBER	
1900 K Street, NW			3625		
Washington, DC 20006-1109			DATE MAILED: 05/05/2004		

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary  Examiner Nacem Haq Sept Ut Nacem Haq AR Unit Nacem Haq AR HORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. THE MAILING DATE OF THIS COMMUNICATION THE MAILING DATE OF THIS COMMUNICATION I Responsive to remaining date of the communication with the relating date of the communication of the provision of the provision of the provision of the communication of the communication of the provision of the communication of the		Application No. Applicant(s)					
Nasem Haq   3525   M.C.		09/844,708					
The MALLING DATE of this communication applears on the cover sheet with the correspondence address = Period for Reply  A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.  Ederations of the mary be available under the previous of 3 CFR 1.13(a). In one event, however, may a raply be timely filed with the problem of the market of the problem of the p	. Uπice Action Summary	Examiner	Art Unit	\ <i>11</i>			
Period for Reply  A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.  Extensions of time may be available under the provisions of 37 CFR 1.138(a), in no event, however, may a reply be timally filed  If the period for reply is expected above, the maintum statisture years with the statutory minimum of thiny (30) days will be considered timely.  If No period for reply is specified above, the maintum statisture years will expire SIX (5) MONTHS from the realing date of this communication is greated above, the maintum statisture years will expire SIX (5) MONTHS from the remaining date of this communication is provided by the provided will apply and will expire SIX (5) MONTHS from the remaining date of this communication.  Failten to introduce the communication of the remaining date of this communication, even if timely flext, may reduce any section and part of the status of the communication.  Status  Status  1) Responsive to communication(s) filled on 30 April 2004.  2a) This action is FINAL.  2b) This action is non-final.  3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.  Disposition of Claims  4) Claim(s) 1-16 is/are pending in the application.  4a) Of the above claim(s) is/are withdrawn from consideration.  5 Claim(s) is/are allowed.  6 Claim(s) is/are rejected.  7) Claim(s) is/are rejected.  7) Claim(s) is/are rejected to by the Examiner.  Application Papers  9) The drawing(s) field on is/are: a) accepted or b) objected to by the Examiner.  Application Papers  9) The drawing(s) field on is/are: a) accepted or b) objected to by the Examiner.  Application provided the drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.35(a).  Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).  11) Th				MU			
THE MAILING DATE OF THIS COMMUNICATION.  Ederloans of time may be value under the provisions of 3 CFR 1.13(a). In no event, however, may a reply be timely filed after SX (8) MONTES from the mailing date of this communication.  **SX (8) MONTES from the mailing date of this communication.**  **It NO period to reply it sealed above, the machine that allow price of the payment of the reply within the set or edended prince for reply will be priced by the This communication. Failure to reply verified by the SX (8) MONTES (15 MONTES (15 MONTES) (15 MONTES).  **Failure to reply verified the set or edended prince for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply recented by the Office set then three meriods failer that mailing date of this communication, even if timely filled, may reduce any communication in the property of the set of the	Period for Reply						
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## **DETAILED ACTION**

## Election/Restrictions

This application contains claims directed to the following patentably distinct species of the claimed invention:

species of claims 2, 7, 12;

species of claims 3, 8, 13;

species of claim 4, 9, 14;

species of claim 5, 10, 15;

Applicant is required under 35 U.S.C. 121 to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted if no generic claim is finally held to be allowable. Currently, claims 1, 6, 11 and 16 are generic.

Applicant is advised that a reply to this requirement must include an identification of the species that is elected consonant with this requirement, and a listing of all claims readable thereon, including any claims subsequently added. An argument that a claim is allowable or that all claims are generic is considered nonresponsive unless accompanied by an election.

Upon the allowance of a generic claim, applicant will be entitled to consideration of claims to additional species which are written in dependent form or otherwise include all the limitations of an allowed generic claim as provided by 37 CFR 1.141. If claims are added after the election, applicant must indicate which are readable upon the elected species. MPEP § 809.02(a).

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Should applicant traverse on the ground that the species are not patentably distinct, applicant should submit evidence or identify such evidence now of record showing the species to be obvious variants or clearly admit on the record that this is the case. In either instance, if the examiner finds one of the inventions unpatentable over the prior art, the evidence or admission may be used in a rejection under 35 U.S.C. 103(a) of the other invention.

## Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Naeem Haq whose telephone number is (703)-305-3930. The examiner can normally be reached on M-F 8:00am-5:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jeff A. Smith can be reached on (703)-308-3588. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Naeem Haq, Patent Examiner

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. Application/Control Number: 09/844,708

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April 30, 2004

Justirey A. Smith Drimary Examiner